

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
NEW ALBANY DIVISION**

TYLER TECHNOLOGIES, INC.,)	
)	
Plaintiff,)	
)	
v.)	Case No. 20-cv-00173-TWP-DML
)	
LEXUR ENTERPRISES INC., ROBERT FRY,)	
JIMMY DAVIS, JOE THORNSBERRY,)	
AND JOHN DOES 1-100)	
)	
Defendants.)	
)	

JOINT MOTION TO POSTPONE STATUS CONFERENCE

Plaintiff Tyler Technologies, Inc. (“Tyler”) and Defendants Lexur Enterprises Inc. (“Lexur”), Robert Fry (“Fry”), Jimmy Davis (“Davis”), and Joe Thornsberry (“Thornsberry”) (collectively, the “Defendants”) jointly move the court to postpone the status conference currently set for November 30, 2020, in light of the upcoming settlement conference and the postponement of other upcoming deadlines. In support of this Motion, the Parties state as follows:

1. This Court set a status conference for November 30, 2020 following the October 1, 2020 Initial Pretrial Conference (DE #35). At that time, the Court also set deadlines for briefing on the Defendants’ motions to dismiss, and those motions would have been fully briefed by November 13, 2020 pursuant to that original briefing schedule (*Id.*).
2. Following the Initial Pretrial Conference, the parties filed a Joint Motion for Extension of Motion to Dismiss Briefing Schedule so that they could continue early settlement discussions without otherwise dedicating resources to briefing (DE #39). The Court granted the Motion on October 21, 2020 (DE #43).

3. The Parties have since scheduled a full-day settlement conference with Magistrate Judge Lynch for December 21, 2020 (the earliest date that both Magistrate Judge Lynch and the Parties are available).

4. In light of that scheduled settlement conference, the Parties also filed an additional Joint Motion for Extension of Motion to Dismiss Briefing Schedule on November 17, 2020 (DE #49), which the Court granted on November 18, 2020 (DE #50). The motions to dismiss therefore will be fully briefed by January 25, 2021.

5. As the Parties have a settlement conference coming up with the Court in December and no other developments have occurred since the Initial Pretrial Conference that would warrant an update with the Court, the Parties jointly request that the status conference set for November 30, 2020 be postponed and reset for a date after the settlement conference has occurred and the motions to dismiss are fully briefed.

6. This postponement will not affect any deadlines or the trial date, as this matter is in its early stages and discovery is not yet underway.

7. This Motion is not being made for any improper purpose.

WHEREFORE, the Parties respectfully request that the November 30, 2020 status conference be postponed and reset for a date to be determined after the December 21, 2020 settlement conference.

[signature page to follow]

Respectfully submitted,

/s/ Ann O. McCready

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Counsel for Joe Thornsberry

DATED: November 24, 2020

CERTIFICATE OF SERVICE

I hereby certify that on November 24, 2020, a copy of the foregoing document was filed via CM/ECF and served on all counsel of record.

/s/ Ann O'Connor McCready